

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- X
YURMAN STUDIO, INC. and YURMAN
DESIGN, INC.,

Plaintiffs/Counter-Defendants,

- against -

ELENA CASTANEDA and EJEWELER LLC
d/b/a OVERSTOCKJEWELER.COM,

Defendants/Counter-Plaintiffs.
----- X
----- X

Civil Action No. 07-1241 (SAS)(HP)
(Action No. 1)

CARTIER, a division of RICHEMONT NORTH
AMERICA, INC., CARTIER INTERNATIONAL,
N.V., CARTIER CREATION STUDIO, S.A., VAN
CLEEF & ARPELS S.A., VAN CLEEF &
ARPELS, INC., VAN CLEEF & ARPELS
DISTRIBUTION, INC., GUCCI AMERICA, INC.,
and BULGARI S.p.A.,

Plaintiffs,

- against -

ELENA CASTANEDA and EJEWELER LLC
d/b/a OVERSTOCKJEWELER.COM,

Defendants.
----- X

Civil Action No. 07-7862 (SAS)(HP)
(Action No. 2)

**DECLARATION OF BHARAT DUBE IN SUPPORT OF THE CARTIER PLAINTIFFS
MOTION FOR PARTIAL SUMMARY JUDGMENT**

EXHIBIT C

1702836

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

June 02, 2008

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,436,100 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.**

REGISTERED FOR A TERM OF 10 YEARS FROM *March 20, 2001*

SECTION 8 & 15

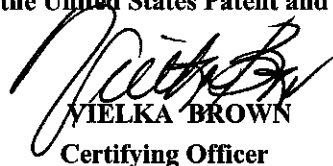
LESS GOODS

SAID RECORDS SHOW TITLE TO BE IN:

CARTIER INTERNATIONAL N.V.

By Authority of the

**Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**


VIELKA BROWN
Certifying Officer



Int. Cl.: 14

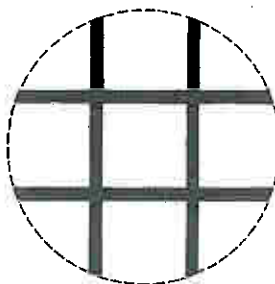
Prior U.S. Cls.: 2, 27, 28 and 50

United States Patent and Trademark Office

Reg. No. 2,436,100

Registered Mar. 20, 2001

**TRADEMARK
PRINCIPAL REGISTER**



CARTIER INTERNATIONAL B.V. (NETHERLANDS CORPORATION)
HERENGRACHT 436 B.P.
AMSTERDAM, NETHERLANDS

FOR: ~~CHRONOMETERS~~, ~~WATCHES~~ AND ~~CLOCKS~~, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FIRST USE 0-0-1985; IN COMMERCE 0-0-1985.

PRIORITY CLAIMED UNDER SEC. 44(D) ON
BENELUX APPLICATION NO. 897004, FILED 7-7-
1997, REG. NO. 897004, DATED 7-7-1997, EXPIRES 7-
7-2007.

THE MARK CONSISTS OF TWO SETS OF EQUI-DISTANT PERPENDICULAR LINES WHICH FORM A TIC TAC TOE PATTERN AND THIS THREE-DIMENSIONAL GRILLE PATTERN OVERLAYS THE FACE OF A WATCH TO THE EDGES OF THE BEZEL OF THE WATCH.

SEC. 2(F).

SER. NO. 75-405,591, FILED 12-15-1997.

RADHIKA RAJU, EXAMINING ATTORNEY

Overstock Jeweler
HAPPY VALENTINE'S DAY

SAVE 10% TODAY
 Click for email specials

NO RISK INVOLVED
 30 Day Moneyback Guarantee

FREE GROUND SHIPPING ON ALL USA ORDERS

FREE GIFT BOX. FREE GIFT MESSAGE - 10% OFF ENTIRE STOCK. USE COUPON: VDAY
 Ends 02/14/08

FREE GROUND SHIPPING
 on all USA orders

WE SHIP INTERNATIONALLY
 See shipping policy

HOME NECKLACES & PENDANTS EARRINGS BRACELETS RINGS WATCHES GIFT REGISTRY SHOPPING BAG

800.586.0020

Mon-Fri 9am-6pm EST

Live chat
 Click Here

VALENTINE FEATURED ITEMS

- Heart Shaped Jewelry
 Final Clearance Sale
 New Arrivals
 Best Sellers
 Judith Leiber Inspired Purse **NEW!**
- COLLECTIONS**
- Celebrity Jewelry
 - Tiffany Inspired Jewelry
 - David Yurman Inspired Jewelry
 - Designer Inspired Jewelry
 - Designer Inspired Baby Charms
 - Men's Jewelry
 - Judith Leiber Inspired Bags

- CATEGORIES**
- Engagement Rings
 - Chandelier Earrings
 - Bridal Jewelry
 - Heart Shaped Jewelry
 - Tennis Bracelets & Necklaces
 - Chains
 - Cufflinks
 - Clover Jewelry
 - Religious Jewelry
 - Equestrian Jewelry
 - Earth Elements

Home > Necklaces and Pendants: Sterling Silver, Cubic Zirconium, 14k Gold, Larfats, Fleur-de-lis, South Sea Shell Pearls > Cartier -esque Inspired Pasha Quilted Turquoise Sterling Silver Circle Pendant

Cartier -esque Inspired Pasha Quilted Turquoise Sterling Silver Circle Pendant

Availability: **In Stock**
 Order Now & Ships: **Thurs, Feb 7**
 Item #: SF-91663201
 List Price: \$119.99

Our Price: **\$49.99**
 Choose length of chain: **16 inch**

Necklace String Chart

Add to Shopping Bag

FREE GROUND SHIPPING:

On all USA Orders
 via ground
 Intl. Shipping is \$25. More Info

Our Bestsellers



Cartier -esque Inspired Jewelry Stainless Steel Screw Motif Love Ring
\$29.99

Matching Items



Cartier -esque Inspired Pasha Round Onyx Quilted CZ Ring
\$44.99



Designer Inspired Sterling Silver Turquoise Rectangular Serpentine Earrings
\$29.99



Skull Jewelry

DEPARTMENTS

Watches
Bracelets
Necklaces & Pendants
Earrings
Rings
Pins & Brooches
Ankle Bracelets
Accessories
Baby Gifts & Charms
Shop by Price

MATERIALS

Sterling Silver & CZ
Gold Jewelry
Pearls
Diamond Jewelry
Gemstone Jewelry
Turquoise Jewelry

**We Ship
Internationally
\$25 Flat Rate**

SHOPPING SERVICES

Wholesale Silver Jewelry
Gift Certificates
Affiliate Program
Wish List Program
Ring Size Chart
Shipping Policy
Celebrity Jewelry Blog

XML

Check us out on
myspace.com

**SERVICE YOU
CAN TRUST**

Risk Free 30 Day returns
Yahoo has ranked us
based on reviews. more...

Free GROUND Shipping

Cartier -esque Inspired Pasha Round Mother of Pearl Quilted Pave Earrings



Click to enlarge

Cartier -esque Inspired Pasha Round Mother of Pearl Quilted Pave Earrings

\$24.95



DESCRIPTION:

This Cartier-esque Inspired Pasha Collection pendant is set in .925 Sterling Silver. Backed by a genuine turquoise stone, this pendant has a simple yet stylish look. Perfect for either classy or trendy outfits. Not an identical Cartier reproduction, this Pasha styled pendant is strikingly similar to the real thing. This stunning pendant features quilted detailing. Comes with a 16" or 18" sterling silver chain.

Measures: 1" in diameter

Weight: 6 grams

Material: .925 Sterling Silver Turquoise

Category: pendant cartier inspired turquoise sterling silver circle women

All measurements are approximate. Designer mentioned does not make this item. Please read our disclaimer.

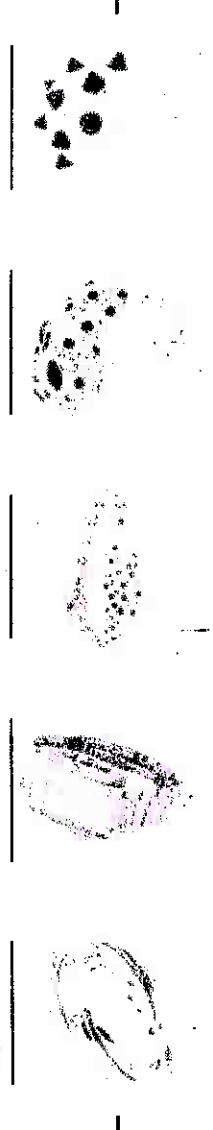
CUSTOMER REVIEWS:

Just like to say that I was really impressed how easy it was to order jewelry & the delivery time. Someone had sent me an email to view some of the jewelry. Great Job!

This item includes:

- No Sales Tax except for NY
- 30-Day Moneyback Guarantee
- Item is shipped in velvet pouch.
- Free Gift box and Free Gift Message!

Recently viewed items



Overstock Jeweler
HAPPY VALENTINE'S DAY

SAVE 10% TODAY
 Click for email specials

NO RISK INVOLVED
 90 Day Money/Back Guarantee

SHOPPING BAG

HOME NECKLACES & PENDANTS EARRINGS BRACELETS RINGS WATCHES GIFT REGISTRY

ORDERS USUALLY SHIP SAME BUSINESS DAY. FREE GROUND SHIPPING ON ALL USA ORDERS.
 FREE GIFT BOX. FREE GIFT MESSAGE - 10% OFF ENTIRE STOCK. USE COUPON: VDAY

800.586.0020
 Mon-Fri 9am-5pm EST

Live chat
 Click Here

VALENTINE FEATURED ITEMS

Heart Shaped Jewelry
 First Clearances Sale

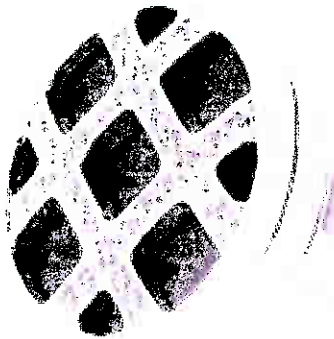
New Arrivals
 Best Sellers

Judith Leiber Inspired Purse **NEW!**

Designer Inspired Jewelry > Cartier -esque Inspired Pasha Round Onyx Quilted CZ Ring

Cartier -esque Inspired Pasha Round Onyx Quilted CZ Ring

Availability: **In Stock**
 Order Now & Ships: **Thurs, Feb 7**
 Item #: PK-0819
 List Price: \$199.99
 Our Price: **\$84.99**
 Choose Size: **6**
 Ring Sizing Chart



Designer Inspired
 Diamond CZ Encrusted
 Sterling Silver Hoop
 Earrings
\$49.99

Matching Items



Van Cleef and Arpels
 Inspired Sterling Silver
 Butterfly Pendant With
 Black Silk Cord
\$39.99

Cartier -esque Inspired
 Pasha Round Mother of
 Pearl Quilted Pave Earrings
\$54.99

FREE GROUND SHIPPING:

On all USA Orders

via ground

Int. Shipping is \$25. [more info](#)

Add to Shopping Bag

OTHER VIEWS:



CATEGORIES

- Engagement Rings
- Chandelier Earrings
- Bridal Jewelry
- Heart Shaped Jewelry
- Tennis Bracelets & Necklaces
- Chains
- Cufflinks
- Clover Jewelry
- Religious Jewelry
- Equestrian Jewelry
- Earth Elements

Skull Jewelry

DEPARTMENTS

Watches
 Bracelets
 Necklaces & Pendants
 Earrings
 Rings
 Pins & Brooches
 Ankle Bracelets
 Accessories
 Baby Gifts & Charms
 Shop by Price

MATERIALS

Sterling Silver & CZ
 Gold Jewelry
 Pearls
 Diamond Jewelry
 Gemstone Jewelry
 Turquoise Jewelry

**We Ship
 Internationally
 \$25 Flat Rate**

SHOPPING SERVICES

Wholesale Silver Jewelry
 Gift Certificates
 Affiliate Program
 Wish List Program
 Ring Size Chart
 Shipping Policy
 Celebrity Jewelry Blog

XHTML

Check us out on
myspace.com

**SERVICE YOU
 CAN TRUST**

Risk Free 30 Day returns

Yahoo has ranked us



based on reviews, more...

Free GROUND Shipping



Click to enlarge

DESCRIPTION:

This Cartier-esque Inspired Pasha Collection ring is set in white gold plating with quilted CZ and black onyx detailing. It is also rhodium plated to add a beautiful long lasting shine and to avoid tarnishing! You'll feel like the real thing in this Cartier inspired earrings, even if the ring isn't really Cartier. Perfect piece to complement your little black dress!

Measures: 7/8" in diameter, 1/4" in depth HxWxD**Weight:** 8 grams**Material:** White gold plated alloy CZ Cubic Zirconia onyx**Category:** silver ring

All measurements are approximate. Designer mentioned does not make this item. Please read our disclaimer.

CUSTOMER REVIEWS:

I was very happy with my experience with Overstock Jewelry. I called to speak to someone at customer service. After two rings someone picked up. A human not a computer! She knew about the item I was inquiring about within seconds of me mentioning the item. The shipping was super fast! The quality of the merchandise was very good and price was very fair. The item I received was almost like the picture on the site but better. They even sent me a coupon for my next purchase! I will be shopping at Overstock again. Why pay high prices when you can pay a fraction of the cost for great replica merchandise. Thanks Overstock- Kaye S

This item includes:

- No Sales Tax except for NY
- 30-Day Moneyback Guarantee
- Item is shipped in velvet pouch.
- Free Gift box and Free Gift Message!

Recently viewed items

**Designer Inspired Stainless
 Steel Black Enamel Quilted
 Cufflinks**
 \$54.99



**Cartier-esque Inspired
 Jewelry Diamond CZ Mailon
 Bracelet**
 \$83.99



**Designer Inspired Diamond
 CZ Pave Pearl Bumble Bee
 Pin Brooch**
 \$44.99

FREE GROUND SHIPPING
on orders over \$50

VIA SHIP INTERNATIONALLY
See shipping policy

Overstock Jeweler

HOME NECKLACES & PENDANTS EARRINGS BRACELETS RINGS WATCHES GIFT REGISTRY S

800.586.0020

Mon-Fri 9am-6pm EST

ORDERS USUALLY SHIP SAME BUSINESS DAY. FREE GROUND SHIPPING ON

Designer Inspired Jewelry > Cartier -esque Jewelry Inspired Pasha Quilted Open Circle Sterling Silver Penda

FEATURED ITEMS

New Arrivals

Best Sellers

Turquoise Jewelry

Judith Leiber Inspired Bags **NEW!**

COLLECTIONS

Celebrity Jewelry

Tiffany Inspired Jewelry

David Yuman Inspired Jewelry

Designer Inspired Jewelry

Designer Inspired Baby Charms

Men's Jewelry

Judith Leiber Inspired Bags

CATEGORIES

Engagement Rings

Chandelier Earrings

Bridal Jewelry

Heart Shaped Jewelry

Tennis Bracelets & Necklaces

Chains

Cufflinks

Clover Jewelry

Religious Jewelry

Equestrian Jewelry

Earth Elements

DEPARTMENTS

Watches

Bracelets

Necklaces & Pendants

Earrings

Rings

Pins & Brooches

Ankle Bracelets

Accessories

Baby Gifts & Charms

Overstock Sale

MATERIALS

Sterling Silver & CZ

Cartier -esque Jewelry Inspired Pasha Quilted Open Circle Sterling Silver Pendant



Availability: **In stock**

Order Now & Ships: **Wed, Jul 23**

Item #: PK-5778

List Price: \$99.99

Our Price: \$34.99

Choose chain length: **16 inch**

Necklace String Chart

Click to enlarge

New Flat Shipping Rates:

FREE GROUND Shipping
on orders over \$60

USA East Coast Ground \$4.50

USA Mid West Ground \$5.50

USA West Coast Ground \$6.75

Int'l. Shipping is \$25. [more info](#)

OTHER VIEWS:



Click to enlarge



CSE box available at checkout



Click to enlarge

DESCRIPTION:

This Cartier-esque Replica Pasha Collection pendant is set in .925 Sterling Silver. Simple yet elegant design, this pendant features the stunning quilted detailing set in a perfect little circle. Perfect to wear with any seasonal style. Comes with a 16" or 18" sterling silver chain!

Measures: Pendant measures 1" in diameter

Weight: 4 grams

Material: .925 Sterling Silver

Category: pendant cartier esque silver circle

All measurements are approximate. Designer mentioned does not make this item. Please read our

Or

Tiffa
Silva
B

M

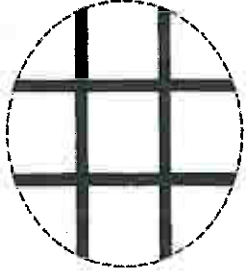
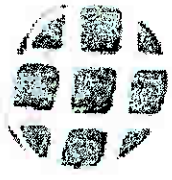
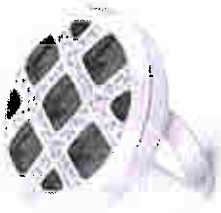

Car
Pasha

Car
Jewelr

Car
Men
Screw

Desig
Steel

The Cartier Design Marks & The Overstock Jeweler Infringing Products

U.S. Trademark Reg. No.	Cartier Trademark	Overstockjeweler.com Item & Item No.
2,436,100		<div data-bbox="418 720 589 898"></div> <div data-bbox="638 730 670 888">SF-91663201</div> <div data-bbox="719 688 938 898"></div> <div data-bbox="971 751 1003 867">PK-0819</div> <div data-bbox="1027 741 1312 877"></div> <div data-bbox="1336 751 1369 867">PK-5778</div>